

# Declaration For U.S. Patent Application

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled  
**(Insert Title) ORAL PHARMACEUTICAL PREPARATION CONTAINING IBANDRONAT**  
 the specification of which is attached hereto unless the following box is checked:

was filed on April 21, 1997 as PCT International Application Number PCT/EP97/01940 and was amended on \_\_\_\_\_

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. §1.56.

I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate or PCT International Application having a filing date before that of the application(s) for which priority is claimed:

(List prior foreign applications. See note A on back of this page)	<u>196 15 812.5</u> (Number)	<u>DE</u> (Country)	<u>20/4/96</u> (Day/Month/Year Filed)
	<u>(Number)</u>	<u>(Country)</u>	<u>(Day/Month/Year Filed)</u>
	<u>(Number)</u>	<u>(Country)</u>	<u>(Day/Month/Year Filed)</u>

<b>Priority Claimed</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> N
	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

<u>(Application Number)</u>	<u>(Filing Date)</u>
<u>(Application Number)</u>	<u>(Filing Date)</u>

(See Note B on back of this page)

See attached list for additional prior foreign or provisional applications.

I hereby claim the benefit under 35 U.S.C. §120 of any United States application(s) or §365(c) of any PCT International application(s) designating the United States of America listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior application(s) (U.S. or PCT) in the manner provided by the first paragraph of 35, U.S.C. §112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

(List prior U.S. Applications or PCT International applications designating the U.S.)	<u>—</u> (Application Serial No.)	<u>(Filing Date)</u>	<u>(Status) (patented, pending, abandoned)</u>
	<u>(Application Serial No.)</u>	<u>(Filing Date)</u>	<u>(Status) (patented, pending, abandoned)</u>

And I hereby appoint as principal attorneys Robert B. Murray, Reg. No. 22,980; David T. Nikaido, Reg. No. 22,663; Charles M. Marmelstein, Reg. No. 25,895; George E. Oram, Jr., Reg. No. 27,931; Martin S. Postman, Reg. No. 18,570; E. Marcie Emas, Reg. No. 32,131; Douglas H. Goldhush, Reg. No. 33,125; Kevin C. Brown, Reg. No. 32,402; Monica Chin Kitts, Reg. No. 36,105; Richard J. Berman, Reg. No. 39,107; King L. Wong, Reg. No. 37,500; Karen K. Costantino, Reg. No. 35,107; and James A. Poulos, III, Reg. No. 31,714.

Please direct all communications to the following address:

NIKAIKO, MARMELSTEIN, MURRAY & ORAM LLP  
 Metropolitan Square  
 655 Fifteenth Street, N.W., Suite 330 - G Street Lobby  
 Washington, D.C. 20005-5701  
 (202) 638-5000 Fax: (202) 638-4810

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

(See Note C on back of this page)

Full name of sole or first inventor: Jörn MÖCKEL

Inventor's signature Jörn MÖCKEL

Residence: Am Bächenbuckel 24/1, D-69118 Heidelberg, Germany

Citizenship: German

Post Office Address: Same as above

Date

16.10.98

# COPY

Full name of second joint inventor, if any: Rolf-Dieter GABEL

Inventor's signature Rolf-Dieter GABEL

Residence: Kurpfalzring 96, D-68723 Schwetzingen, Germany

Citizenship: German

Post Office Address: Same as above

13-Oct-95

Date

Full name of third joint inventor, if any: Heinrich WOOG

Inventor's signature Heinrich WOOG

Residence: Lindenstrasse 6, D-69514 Laudenbach, Germany

Citizenship: German

Post Office Address: Same as above

13.10.98

Date

2924-174  
RBM:krb

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of )  
Jörn MÖCKEL et al. )  
Serial No. 09/612,197 ) Group Art Unit: 1617  
Filed: July 7, 2000 )

For: ORAL PHARMACEUTICAL PREPARATION CONTAINING IBANDRONAT

ASSOCIATE POWER OF ATTORNEY  
AND CHANGE OF CORRESPONDENCE ADDRESS

Assistant Commissioner for Patents  
Washington, D.C. 20231

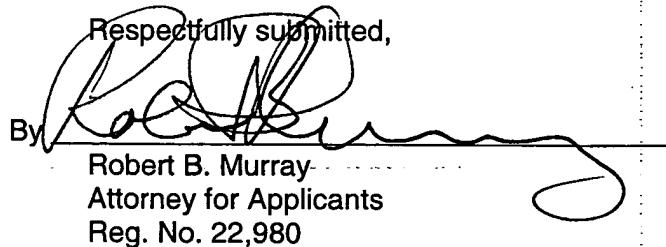
Dear Sir:

The undersigned hereby appoints the practitioners associated with Customer Number  
**6449** as associate attorneys to prosecute the application identified above, and transact all  
business in the Patent and Trademark Office connected therewith.

Change of Correspondence Address

Please change the correspondence address for the above-identified application to:

**Customer Number 6449**

Respectfully submitted,  
By   
Robert B. Murray  
Attorney for Applicants  
Reg. No. 22,980

2924-174.coa-poa.wpd

**COPY**